

**A CERTIFIED TRUE COPY**

JUN 10 2005

ATTEST  
FOR THE JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

MAY 25 2005

FILED  
CLERK'S OFFICE

DOCKET NO. 1407

JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION**

*David Gadbois v. Bayer Corp.*, D. Connecticut, C.A. No. 3:05-280

*Gertrude Thompson v. Bayer Corp., et al.*, N.D. Georgia, C.A. No. 1:05-1065

*Robert Thayer, et al. v. Bayer Corp.*, D. New Jersey, C.A. No. 2:05-2026

*Brenda Gay Amon v. Bayer Corp.*, D. New Jersey, C.A. No. 2:05-2113

JUN 16 2005

**CONDITIONAL TRANSFER ORDER (CTO-68)**

On August 28, 2001, the Panel transferred eight civil actions to the United States District Court for the Western District of Washington for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 1,754 additional actions have been transferred to the Western District of Washington. With the consent of that court, all such actions have been assigned to the Honorable Barbara Jacobs Rothstein.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Western District of Washington and assigned to Judge Rothstein.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Western District of Washington for the reasons stated in the order of August 28, 2001, 173 F.Supp.2d 1377 (J.P.M.L. 2001), and, with the consent of that court, assigned to the Honorable Barbara Jacobs Rothstein.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Western District of Washington. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

*Michael J. Beck*

Michael J. Beck  
Clerk of the Panel

Inasmuch as no objection is  
pending at this time, the  
stay is lifted.

JUN 10 2005

CLERK'S OFFICE  
JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

**INVOLVED COUNSEL LIST (CTO-68)**

**DOCKET NO. 1407**

**IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION**

William Stanley Allred  
Barrickman, Allred & Young, LLC  
5775 Glenridge Drive  
Building A, Suite 100  
Atlanta, GA 30328

Susan M. Cremer  
Mathis Law Firm  
100 Peachtree Street, N.W.  
The Equitable Building  
Suite 1400  
Atlanta, GA 30303

David E. Dukes  
Nelson, Mullins, Riley & Scarborough, LLP  
1330 Lady Street  
Keenan Bldg., 3rd Floor  
P.O. Box 11070  
Columbia, SC 29211-1070

Douglas A. Hofmann  
Williams, Kastner & Gibbs  
P.O. Box 21926  
601 Union Street  
Suite 4100  
Seattle, WA 98101

D. Joseph Hurson  
Lane Powell Spears & Lubersky  
1420 Fifth Avenue  
Suite 4100  
Seattle, WA 98101-2338

Dow N. Kirkpatrick, II  
Alston & Bird, LLP  
4200 One Atlantic Center  
1201 W. Peachtree Street  
Atlanta, GA 30309-3424

Jerry A. Lindheim  
Locks Law Firm, PLLC  
1500 Walnut Street  
20th Floor  
Philadelphia, PA 19102

Michael J. Luzzi  
Early, Ludwick & Sweeney, L.L.C.  
265 Church Street, 11th Floor  
P.O. Box 1866  
New Haven, CT 06508-1866

Charles Allison Mathis, Jr.  
Herman, Mathis, Casey, Kitchens & Gerel, LLP  
230 Peachtree Street  
Suite 2260  
Atlanta, GA 30303

H. Lockwood Miller, III  
Coughlin, Duffy, LLP  
350 Mount Kemble Avenue  
P.O. Box 1917  
Morristown, NJ 07960-1917

Lance Eugene Palmer  
Levinson Friedman, P.S.  
Pacific Building  
720 Third Avenue  
Suite 1800  
Seattle, WA 98104-1845

Charles F. Preuss  
Drinker Biddle & Reath, LLP  
50 Fremont Street  
20th Floor  
San Francisco, CA 94105-2235

Alan G. Schwartz  
Wiggin & Dana  
One Century Tower  
265 Church Street  
P.O. Box 1832  
New Haven, CT 06508-1832

Randolph S. Sherman  
Kaye Scholer, LLP  
425 Park Avenue  
12th Floor  
New York, NY 10022

Terry O. Tottenham  
Fulbright & Jaworski, LLP  
600 Congress Avenue  
Suite 2400  
Austin, TX 78701-2011

C. Crews Townsend  
Miller & Martin  
Volunteer Building, Suite 1000  
832 Georgia Avenue  
Chattanooga, TN 37402

Michael M. Weinkowitz  
Levin, Fishbein, Sedran & Berman  
510 Walnut Street  
Suite 500  
Philadelphia, PA 19106

Douglas Allen Wilde  
Law Office of Douglas A. Wilde, LLC  
200 Westpark Drive  
Suite 275  
Peachtree City, GA 30269

**UNITED STATES OF AMERICA**  
**JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**CHAIRMAN:**  
Judge Wm. Terrell Hodges  
United States District Court  
Middle District of Florida

**MEMBERS:**  
Judge John F. Keenan  
United States District Court  
Southern District of New York

Judge D. Lowell Jensen  
United States District Court  
Northern District of California

Judge J. Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L. Miller, Jr.  
United States District Court  
Northern District of Indiana

Judge Kathryn H. Vratil  
United States District Court  
District of Kansas

Judge David R. Hansen  
United States Court of Appeals  
Eighth Circuit

**DIRECT REPLY TO:**

Michael J. Beck  
Clerk of the Panel  
One Columbus Circle, NE  
Thurgood Marshall Federal  
Judiciary Building  
Room G-255, North Lobby  
Washington, D.C. 20002

Telephone: [202] 502-2800  
Fax [202] 502-2888

<http://www.jpml.uscourts.gov>

June 10, 2005

Bruce Rifkin, Clerk  
U.S. Courthouse  
700 Stewart Street  
Seattle, WA 98101



JUN 16 2005

Re: MDL-1407 -- In re Phenylpropanolamine (PPA) Products Liability Litigation

CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

(See Attached CTO- 68)

Dear Mr. Rifkin:

I am enclosing a certified copy and one additional copy of a conditional transfer order filed by the Panel in the above-captioned matter on May 25, 2005. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel is attached.

Very truly,

Michael J. Beck  
Clerk of the Panel

By   
Deputy Clerk

**Attachment**

cc: Transferee Judge: Judge Barbara Jacobs Rothstein  
Transferor Judges: Judge Dennis M. Cavanaugh, Judge Robert N. Chatigny, Judge Jose L. Linares,  
Judge Thomas W. Thrash, Jr.  
Transferor Clerks: Kevin F. Rowe, Luther D. Thomas, William T. Walsh